



**SECURITIES AND EXCHANGE COMMISSION**  
**DIVISION OF ENFORCEMENT**  
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November 6, 2019

**By ECF and UPS**

Honorable Alvin K. Hellerstein  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, NY 10007-1312

Re: ***SEC v. Kik Interactive Inc.***, SDNY Case No. 19-cv-5244 (AKH)

Dear Judge Hellerstein:

Pursuant to Local Rule 37.2 and Rule 2(E) of Your Honor's Individual Rules of Practice, the parties jointly write to request the Court's permission to conduct seven depositions during the month of December 2019, after the November 29, 2019 fact discovery deadline set by the Court. Each of these third-party witnesses are represented by separate counsel, and the parties submit that these depositions, three of which require international travel, could not be scheduled during the discovery period due to the limited availability of the parties, the witnesses, and the witnesses' counsel.

Consequently, we jointly request permission to depose the following individuals at the identified times and places:

1. Pat Chaukos – December 5, 2019 (Toronto)
2. Ross McKee – December 10, 2019 (Washington, DC)
3. Samuel Dowd – December 13, 2019 (Denver)
4. Luc Hendriks – December 17, 2019 (Amsterdam)
5. Harrison Wang – December 19, 2019 (Los Angeles)
6. Ilan Leibovich – To be determined (Tel Aviv)
7. William Mougayar – To be determined (Washington, DC)<sup>1</sup>

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<sup>1</sup> Mr. Mougayar, his counsel, and the SEC staff are available to conduct Mr. Mougayar's deposition in November, prior to the discovery cut-off date. Counsel for Kik has not yet informed the undersigned of their availability.

Notwithstanding this request, the parties do not request the postponement or cancellation of the hearing scheduled for December 6, 2019, but will instead defer to the Court's judgment in this regard.

Thank you in advance for your consideration of this issue.

Very truly yours,

*/s/ Stephan J. Schlegelmilch*

Stephan J. Schlegelmilch  
Counsel for Plaintiff U.S. Securities and  
Exchange Commission

cc: All Counsel of Record (by ECF)